## BEFORE THE APPEALS BOARD FOR THE KANSAS DIVISION OF WORKERS COMPENSATION

MARK TURPIN )		
VS.	Claimant	) ) ) Docket No. 196,371
PACKERWARE CORPORATION		) DOCKETNO. 190,371
AND	Respondent	) }
ALEXSIS	Inquiron on Carrior	<i>)</i>
AND	Insurance Carrier	) }
KANSAS V	VORKERS COMPENSATION FUND	<b>}</b>

## ORDER

The Appeals Board has considered the respondent and its insurance carrier's Request for Board Review of the December 4, 1995 Order Referring Claimant for Independent Medical Evaluation entered by Administrative Law Judge Floyd V. Palmer.

## ISSUES

Respondent and its insurance carrier contend the Administrative Law Judge exceeded his jurisdiction by ordering the appointment of Dr. Lynn Ketchum as an independent examining physician pursuant to K.S.A. 44-510e(a) and assessing costs of said examination to respondent and its insurance carrier.

## FINDINGS OF FACT AND CONCLUSIONS OF LAW

After reviewing the record and considering the briefs of the parties, the Appeals Board finds the respondent's appeal to be without merit. The Request for Board Review should therefore be dismissed.

**WHEREFORE**, it is the finding, decision, and order of the Appeals Board that the Request for Board Review filed December 13, 1995 by respondent and its insurance

carrier should be, and the same is hereby, dismissed. The December 4, 1995 Order by Administrative Law Judge Floyd V. Palmer remains in full force and effect.

IT IS SO ORDERED.
Dated this day of February 1996.
BOARD MEMBER
BOARD MEMBER
BOARD WEWBER

**BOARD MEMBER** 

c: Jeff K. Cooper, Topeka, KS Frederick J. Greenbaum, Kansas City, KS Eugene C. Riling, Lawrence, KS Floyd V. Palmer, Administrative Law Judge Philip S. Harness, Director